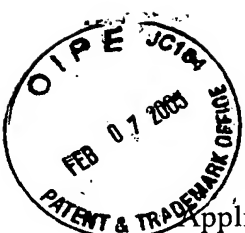


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[10746/40]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Susumu KONDO et al. Confirmation No.: 9686
Serial No. : 10/775,806
Filed : February 9, 2004
For : SEMICONDUCTOR OPTICAL DEVICE AND
THE FABRICATION METHOD
Art Unit : 2829
Examiner : Asok K. Sarkar
Customer No. : 26646

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the
United States Postal Service with sufficient postage as first class mail
in an envelope addressed to:
Mail Stop _____
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
on _____
Date: 2/4/2005
Signature: [Signature]
AARON C. DEDITCH
(33,865)

TRANSMITTAL AND PETITION TO EXTEND

SIR:

Transmitted herewith for filing in the above-identified patent application is a
Response to a Restriction requirement in the Office Action of December 7, 2004.

This is also a Petition Under 37 C.F.R. § 1.136(a) to extend the one-month
response date by one month from January 7, 2005 to February 7, 2005.

The Commissioner is authorized to charge the appropriate fees of \$120.00
(which is believed to be the fee for the one-month extension) to Deposit Account No. 11-
0600. The Commissioner is also authorized, as appropriate and/or necessary, to charge any
additional fees (including any other Rule 136(a) extension fees) or credit any overpayment to
Deposit Account No. 11-0600. Two duplicate copies of this transmittal letter are enclosed for
these purposes.

Dated: 2/4/2005 By: [Signature]
Respectfully submitted,
KENYON & KENYON
Aaron C. Deditch
(Reg. No. 33,865)

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